

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Sanction for Prosecution orders to prosecute the accused person Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City presently working as SI of Police, DCRB, Guntur City in a court of Law– Orders - Issued.

HOME (LEGAL-II) DEPARTMENT

G.O.Ms.No. 284

Dated: 1 .12.2011

Read:

From the Addl.D.G.P, CID, A.P., Hyd, Lr. Rc.No. 3538/C2/CID/2009,
dated: 18.5.2011.

ORDER:-

Whereas, in the letter read above, the Additional Director General of Police, CID, Andhra Pradesh, Hyderabad, has stated that Smt Kadiyala Indira Devi preferred a complaint against Sri Bade Adinarayana the then S.I of Police of Pattabhipuram P.S Guntur Town alleging that on 17.03.2008 Police trespassed into their house, scolded her and her daughter and forcibly removed them from their house and put them in a jeep and took them to Police Station at the behest of Bhashyam Rama Krishna, Gopi, Kovelamudi Ravindra @ Nani Jagadeesh, Eswar Prasad, Srikrishna Prasad on a false complaint registered against them with a view to occupy their house i.e. Door No. 4-4-98, Indra Nivas. In the Police Station one P.C Appa Rao and one Women PC also scolded them and misbehaved with them, their cell phones were also taken away. While they were in the Police Station their house was demolished by Bhashyam family members mentioned above and nearly 100 of their labour with Poclains and the entire operation was supervised by Sub-Inspector. Later they were released from the Police Station due to fear of Media and sent home and they requested for justice.

2. And whereas, subsequently, the victim had submitted a complaint to the ADGP, CID, Hyderabad and the same has been registered in Cr.No. 10/09 under sections 365, 342, 347, 451, 427, 454 and 380 read with 34 of the Indian Penal Code, 1860 of CID PS, Hyderabad.

3. And whereas, during the course of investigation, it was revealed that Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City has abused his official position and entered into civil dispute and in pursuance of common intention. The said SI whisked away Smt Indira Devi and her Daughter from their house and detained illegally at Police Station and in the absence of the inmates the said house was demolished to the ground by the accused in Cr.No. 53/08 with support of said SI of Police looted the valuables from the said house. If the SI was really interested to investigate this case he would have seized the proclaims as crime vehicles used for committing of offence. The IGP Guntur Range, Guntur in his proceedings Rc.No. 20/PR/2009 (Range Office RR No. 182/2009, dated: 28.07.2009) placed the suspension of said SI due to violation of fundamental rights while in service.

4. And whereas, Sri Bade Adinarayana, SHO, L&O PS, Pattabhipuram of Guntur City who was the protector of the Society became predator and deliberately committed an act of causing violation of fundamental rights guaranteed under Articles 21 of the Indian Constitution and adopted extra-legal methods for his personal interest and detained Smt Kadiyala Indira Devi and her daughter Smt Kongara Jayasree illegally at L&O PS, Pattabhipuram for settling civil dispute and to remove the old woman from the possession of her dwelling house for extraneous considerations and Political vendetta and later trespassing into the house flat by break opening the locks of the house bearing Door No. 502 of Yaganti Towers, Chandramouli Nagar, Guntur city belonging to Kongara Naveen Kumar, s/o Kongara Jayasree.

5. And whereas the said act of Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City constitute an offence liable for punishment of under Sections 365, 347, 451, 427, 454 and 380 read with 34 of the Indian Penal Code, 1860 (Act No.45 of 1860).

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6. And whereas, the prosecution sanction orders in respect of Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City presently working as SI of Police, DCRB, Guntur City are required under clause (b) of sub section (1) of section 197 of the Code of Criminal Procedure 1975(Act 2 of 1974) read with orders issued in G.O.Ms.No. 631 Home (Courts.B) Dept, dated; 30.04.1974 to prosecute him in the court of law. Investigation in the above case has been completed and it is pending for want of prosecution sanction orders.

7. And whereas, the Additional Director General of Police, CID, Hyderabad, has requested the Government to issue sanction orders to prosecute the accused Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City presently working as SI of Police, DCRB, Guntur City. The APP concerned, has opined that the case is fit to be charged against the accused.

8. Now, therefore, the Government, after careful examination of the report of the Addl. Director General of Police, CID, Andhra Pradesh, Hyderabad, and considering the opinion of the APP concerned, and further in exercise of the powers conferred, hereby under clause (b) of sub section (1) of section 197 of the Code of Criminal Procedure 1975(Act 2 of 1974) accord permission to the Addl. Director General of Police, CID Andhra Pradesh, Hyderabad to prosecute the accused Sri Bade Adinarayana, formerly SI of Police, L&O PS, Pattabhipuram, Guntur City presently working as SI of Police, DCRB, Guntur City under sections 365,347,451,427,454 and 380 ,read with section 34 of the Indian Penal Code, 1860 and issue prosecution orders against him in the interest of justice.

((BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH))

(P. GAUTAM KUMAR)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Addl. Director General of Police, CID, Andhra Pradesh, Hyderabad.
Copy to:
The Law (E) Department
C.No. 25995/Legal.II/A2/2011
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER